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September 18, 1995

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* ADMITTED IN PENNSYLVANIA ONLY

VIA HAND DELIVERY

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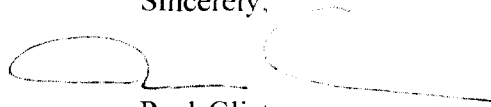
Honorable Edward Luton
Administrative Law Judge
2000 L Street, N.W.
Room 225
Washington, DC 20554

Re: American Cablesystems of Florida, Ltd., d/b/a Continental
Cablevision of Broward County and Continental Cablevision
of Jacksonville, Inc. v. Florida Power & Light Company
PA 91-0012

Dear Judge Luton:

Enclosed as requested, and as agreed among the parties, are restructured settlement papers which ask your approval of the Settlement Agreement and ask the Commission (or the Bureau through delegated authority) to vacate the Hearing Designation Order.

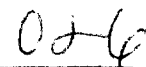
Sincerely,


Paul Glist

Enclosure(s)

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF SECRETARY

In the Matter of)	CC DOCKET NO. 95-95
)	
American Cablesystems of Florida, Ltd.,)	
d/b/a Continental Cablevision)	
of Broward County and Continental)	
Cablevision of Jacksonville, Inc.,)	
)	
Complainants)	PA 91-0012
)	
v.)	
)	
Florida Power & Light Company)	
)	
Respondent)	
)	

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SETTLEMENT AGREEMENT

This settlement agreement is made and entered into as of July 1, 1995, by and between American Cablesystems of Florida, Ltd., d/b/a Continental Cablevision of Broward County and Continental Cablevision of Jacksonville, Inc., (collectively, "Complainants") and Florida Power & Light (FP&L) Company who are parties to the Pole Attachment Complaint now pending before the Federal Communications Commission ("FCC") as CC Docket No. 95-95, P91-0012 .

In consideration of the mutual covenants contained herein, and other good and valuable consideration, the parties agree as follows:

1. Complainants execute this agreement for themselves, their successors, assignees and anyone or any entity claiming through them for Complainants' claims asserted

in this case. This agreement does not affect present or future claims by Complainants, their predecessors, successors, assignees, subsidiaries or affiliates which concern matters other than concerning FP&L pole attachment rates for 1991 through the end of this agreement.

2. FP&L executes this agreement for itself, its successors, assignees, and anyone or any entity claiming through it.

3. This agreement does not affect the present or future participation of any of the parties hereto in rulemaking or other similar non-complaint proceedings related to the Act.

4. In full and final settlement of Complainants' claims concerning FP&L's pole attachment rates at issue in this case, the parties agree as follows:

- a. FP&L's rate of \$6.38 will apply from 7/1/95-7/1/97, unless (1) the rate it calculates routinely for cable pole attachments next year is less (in which case the lower rate shall apply) or (2) an FCC rulemaking changes the formula (in which case this provision in ¶4a shall terminate at the option of either party).
- b. Each of the complainants' respective Licensing Agreement for Pole Attachments (the "License Agreements") shall be deemed amended without the necessity of (1) signing any further amendments to such agreement or (2) any written notices.
- c. Within thirty (30) days after an order approving this settlement, the parties shall file with the Commission a joint motion to

vacate the HDO.

- d. FP&L agrees to refund to Complainant \$ 27,822.86 within thirty (30) days after both (1) an order approving this settlement is entered and (2) an order vacating the Hearing Designation Order is entered.

Should the conditions specified in ¶4d not be met by December 31, 1995, either party may rescind this settlement agreement.

5. Neither Complainants nor FP&L will file any pole attachment complaint with the FCC with respect to the pole attachment rates agreed upon above.

6. The parties agree that this agreement is a compromise settlement of disputed claims and that this agreement will not be construed as an admission of liability by either party. This agreement shall not provide third parties with any remedy, claim, liability or other right.

7. This agreement contains the entire agreement between the parties with respect to the matters described herein, and all prior agreements, oral or written presentations, statements, understanding, proposals, and undertakings with respect to such matters are superseded and replaced by the provisions of this agreement. This agreement cannot be modified or terminated except by a written document executed by all parties hereto.

8. This agreement may be executed in counterparts.

IN WITNESS THEREOF, the parties hereby execute this agreement effective as of the date first written above.

American Cablesystems of Florida, Ltd., d/b/a
Continental Cablevision of Broward County
Continental Cablevision of Jacksonville, Inc.

By: 

Paul Glist
COLE, RAYWID & BRAVERMAN, L.L.P.
1919 Pennsylvania Avenue, N.W.
Suite 200
Washington, D.C. 20006

Its Attorney

Florida Power & Light Company

By: 

Jean Howard
Florida Power & Light Company
P. O. Box 029100
Miami, FL 33102-9100

Its Attorney

September 18, 1995

CERTIFICATE OF SERVICE

I, Julie P. Gordy, a legal secretary with the firm of Cole, Raywid & Braverman, L.L.P., do hereby certify that a copy of the foregoing was sent via first-class, postage pre-paid, United States mail, this 18th day of September, 1995 to the following:

Hon. Edward Luton*
Administrative Law Judge
Federal Communications Commission
2000 L Street, N.W. Room 225
Washington, DC 20554

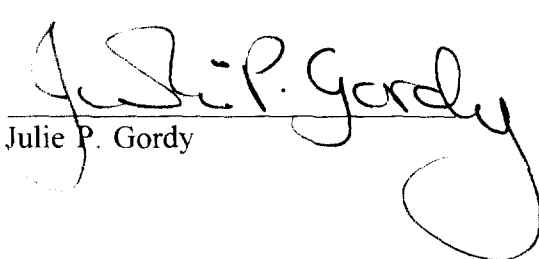
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* By Hand Delivery


Julie P. Gordy